

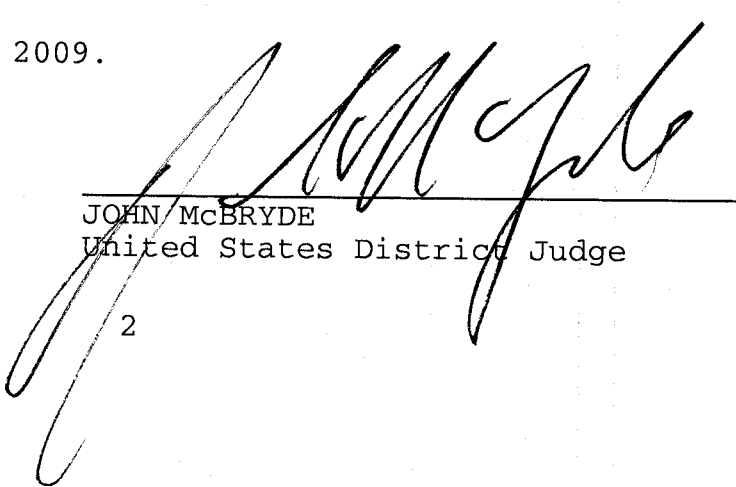
accordance with 28 U.S.C. § 636(b)(1) and Rule 72 of the Federal Rules of Civil Procedure, the court makes a de novo determination of those portions of the proposed findings or recommendations to which specific objection is made. United States v. Raddatz, 447 U.S. 667 (1980). The court is not addressing any nonspecific objections or any frivolous or conclusory objections. Battle v. United States Parole Comm'n, 834 F.2d 419, 421 (5th Cir. 1987).

In his FC&R, the Magistrate Judge recommended that Tyrone's application be dismissed after finding that Tyrone has not yet exhausted his state court remedies. Tyrone does not specifically object to the Magistrate Judge's finding that he has failed to exhaust his state remedies, but rather recites a list of legal standards related to substantive and procedural due process and alleges that the police violated his civil rights in charging him with his conviction offense. Because these objections are not specific to the Magistrate Judge's findings, the court need not address them. See id.

Therefore,

The court adopts the Magistrate Judge's proposed findings and conclusions, accepts the Magistrate Judge's recommendation, and ORDERS that the application in this action be, and is hereby, dismissed without prejudice.

SIGNED September 11, 2009.



JOHN MCBRYDE
United States District Judge